

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sumit Agarwal
Serial No. : 10/623,116
Filed : July 19, 2003
Title : DYNAMIC ATTRIBUTES

Art Unit : 3625
Examiner : Mark A. Fadok
Conf. No. : 4446

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO ELECTION REQUIREMENT

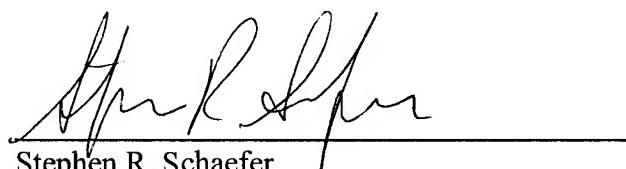
Responsive to the action mailed September 10, 2007, applicant elects the invention of Group 1D drawn to the embodiment of claims 1, 7, 8, 9, 10, 17, 23, 24, 25, 26, 33, 39, 40, 41 and 42. The election is made without traverse.

Applicant objects to the election requirement as improper as the examiner has not identified any species, but instead has simply listed claims. In other words, the examiner is attempting to reduce the number of claims to examine, without having identified distinct species. This is improper, and deprives applicant of the full examination deserved by the filing fee paid. In addition, it is not possible to respond in the manner set forth in the office action –namely, “a reply must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon” -- because no species for election have been presented by examiner.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: Feb. 12, 2008



Stephen R. Schaefer
Reg. No. 37,927

Fish & Richardson P.C.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696